

17493. Adulteration and misbranding of black pepper. U. S. v. 5 200-Pound Drums, etc. (and 5 other seizure actions). (F. D. C. Nos. 30696, 30697, 30712, 30743, 31009, 31033. Sample Nos. 9080-L, 11376-L, 16176-L, 27831-L to 27833-L, incl., 28151-L, 30155-L, 30156-L.)

LIBELS FILED: March 15 and 16, on or about April 2, and May 10 and 25, 1951, Northern Districts of California, Ohio, and Illinois, District of Kansas, and Western District of Washington.

ALLEGED SHIPMENT: On or about July 14, August 1 and 9, September 13, October 4, and November 24, 1950, and January 30 and February 1 and 12, 1951, by the Meer Corp., from New York, N. Y.

PRODUCT: Black pepper. 6 200-pound drums, 4 250-pound drums, and 1 100-pound drum at San Francisco, Calif.; 4 100-pound drums at Akron, Ohio; 9 250-pound drums at Chicago, Ill.; 6 250-pound drums at Kansas City, Kans.; and 3 200-pound drums at Seattle, Wash.

LABEL, IN PART: "Ground [or "Cracked"] Black Pepper," "Black Pepper Ground [or "Pure Ground"]," or "Decorticated Black [or "Black Decorticated"] Pepper."

NATURE OF CHARGE: Adulteration, Section 402 (b) (2), a mixture of black pepper and paradise seed had been substituted in whole or in part for black pepper.

Misbranding, Section 403 (a), the above-quoted label statements were false and misleading as applied to a product consisting of a mixture of black pepper and paradise seed.

DISPOSITION: The cases were consolidated with others in the District of New Jersey on May 16, 1951. On June 8, 1951, the Meer Corp., New York, N. Y., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the court ordered that the product be released under bond for remixing, repackaging, and relabeling, under the supervision of the Food and Drug Administration.

17494. Adulteration and misbranding of black pepper. U. S. v. 1 Drum * * *. (F. D. C. No. 30858. Sample No. 25243-L.)

LIBEL FILED: March 20, 1951, District of New Jersey.

ALLEGED SHIPMENT: On or about February 19, 1951, by Morris Laboratory Co., Inc., from New York, N. Y.

PRODUCT: 1 85-pound drum of black pepper at Hammonton, N. J.

LABEL, IN PART: Buther Ground Black Pepper."

NATURE OF CHARGE: Adulteration, Section 402 (b) (2), a mixture of black pepper and paradise seed had been substituted in whole or in part for black pepper.

Misbranding, Section 403 (a), the label statement "Ground Black Pepper" was false and misleading as applied to a mixture of black pepper and paradise seed.

DISPOSITION: May 25, 1951. Default decree of condemnation. The court ordered that the product be delivered to a charitable institution.

17495. Adulteration and misbranding of black pepper. U. S. v. 42 Cases * * *. (F. D. C. No. 30789. Sample No. 23999-L.)

LIBEL FILED: March 1, 1951, Eastern District of New York.

ALLEGED SHIPMENT: The product had been imported into the United States. Its origin and date of importation was unknown.

PRODUCT: 42 cases, each containing 24 $\frac{3}{4}$ -ounce bottles, of black pepper at Brooklyn, N. Y.

LABEL, IN PART: (Bottle) "Muro Pure Black Pepper."

NATURE OF CHARGE: Adulteration, Section 402 (b) (2), a mixture of black pepper, salt, and buckwheat hulls had been substituted in whole or in part for pure black pepper.

Misbranding, Section 403 (a), the label statement "Pure Black Pepper" was false and misleading as applied to a mixture of black pepper, salt, and buckwheat hulls.

DISPOSITION: May 10, 1951. Default decree of condemnation. The court ordered that in lieu of destruction, the product be delivered to charitable institutions, for human consumption.

17496. Adulteration of black pepper. U. S. v. 1 Unlabeled Bag * * *.
(F. D. C. No. 30787. Sample No. 896-L.)

LIBEL FILED: March 5, 1951, Western District of South Carolina.

ALLEGED SHIPMENT: On or about January 15, 1951, by the Nelson Brokerage Co., from Atlanta, Ga.

PRODUCT: 1 unlabeled 25-pound bag of a product invoiced as "Pure Black Pepper" at Greer, S. C.

NATURE OF CHARGE: Adulteration, Section 402 (b) (2), a mixture of black pepper, salt, and ground buckwheat had been substituted in whole or in part for pure black pepper.

DISPOSITION: April 10, 1951. Default decree of condemnation. The court ordered that in lieu of destruction, the product be delivered to a charitable institution for human consumption and not for sale or other disposition.

17497. Adulteration of savory leaves. U. S. v. 32 Bags * * *. (F. D. C. No. 30483. Sample No. 32963-K.)

LIBEL FILED: January 17, 1951, Northern District of California.

ALLEGED SHIPMENT: On or about August 26, 1950, by B. C. Ireland, Inc., from New York, N. Y.

PRODUCT: 32 70-pound bags of savory leaves at San Francisco, Calif.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence of insects, insect excreta, and webbing.

DISPOSITION: March 5, 1951. Default decree of condemnation and destruction.

17498. Adulteration and misbranding of vanilla extract. U. S. v. 32 Bottles * * *. (F. D. C. No. 30728. Sample No. 13669-L.)

LIBEL FILED: April 5, 1951, District of Colorado.

ALLEGED SHIPMENT: On or about February 2, 1951, by the Drew Corp. of America, from Brooklyn, N. Y.

PRODUCT: 32 1-quart bottles of vanilla extract at Denver, Colo.

LABEL, IN PART: "Drew's Pure Extract Vanilla Absolutely Pure."